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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORKERIC SCHERZER, as Trustee of the
VOLUNTARY HOSPITALS HOUSE STAFF
BENEFITS PLAN,

Plaintiff,

-against-

CARITAS HEALTH CARE, INC.,

Defendant.

07 CIV. 7005 (WHP)

STIPULATION AND ORDER

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys for Plaintiff, Eric Scherzer, as Trustee of the Voluntary Hospitals House Staff Benefits Plan, and Defendant, Caritas Health Care, Inc., that the time for Defendant to answer, move or otherwise respond to the Complaint in the above-captioned action be, and the same hereby is, extended through and including September 20, 2007.

Dated: New York, New York
September 6, 2007

KENNEDY, JENNICK & MURRAY, P.C.

By:

Elizabeth M. Pilecki
Elizabeth M. Pilecki113 University Place 7th Floor
New York, New York 10023
(212) 358-1500

Attorneys for Plaintiff

KELLEY DRYE & WARREN LLP

By:

Barbara E. Hoey
Barbara E. HoeyKevin J. Smith
101 Park Avenue
New York, New York 10178
(212) 808-7800

Attorneys for Defendant

SO ORDERED:

WILLIAM H. PAULEY, U.S.D.J.

9/28/07